



COUNTY OF LOS ANGELES
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TO: LORI GLASGOW
Executive Officer
Board of Supervisors

Attention: Agenda Preparation *RHG*

FROM: ROGER H. GRANBO
Senior Assistant County Counsel
Executive Office

RE: **Item for the Board of Supervisors' Agenda**
County Claims Board Recommendation
Dylan Bruno, et al. v. The City of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 505 318

Attached is the Agenda entry for the Los Angeles County Claims Board's recommendation regarding the above-referenced matter. Also attached is the Case Summary to be made available to the public.

It is requested that this recommendation and the Case Summary be placed on the Board of Supervisors' agenda.

RHG:scr

Attachments

Board Agenda

MISCELLANEOUS COMMUNICATIONS

Los Angeles County Claims Board's recommendation: Authorize settlement of the matter entitled Dylan Bruno, et al. v. The City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 505 318 in the amount of \$349,848.76 and instruct the Auditor-Controller to draw a warrant to implement this settlement from the Department of Public Works - Flood Control District's budget.

This inverse condemnation lawsuit against the Department of Public Works and the Flood Control District contends that public infrastructure caused a 2011 landslide, which allegedly damaged the Plaintiffs' home.

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Dylan Bruno, et al. v. The City of Los Angeles, et al.
CASE NUMBER	BC505318
COURT	Los Angeles Superior Court
DATE FILED	April 9, 2013
COUNTY DEPARTMENT	Department of Public Works
PROPOSED SETTLEMENT AMOUNT	\$ 349,848.76
ATTORNEY FOR PLAINTIFF	Brian Kabateck Kabateck Brown Kellner, LLP
COUNTY COUNSEL ATTORNEY	Warren R. Wellen Principal Deputy County Counsel
NATURE OF CASE	Dylan and Emmeli Bruno (the "Brunos") filed this lawsuit against the County, the Los Angeles County Flood Control District, and the City of Los Angeles, contending that public infrastructure caused the 2011 White Point landslide in San Pedro, California, which allegedly damaged their home. The parties dispute the cause of the landslide and whether the damage to the Brunos' home was caused by the landslide. Due to the risks and uncertainties of litigating this matter, settlement is recommended by the public agencies to collectively fund repairs to the Brunos' home. The County's adjusted share of the proposed settlement is \$349,848.76.
PAID ATTORNEY FEES, TO DATE	\$ 202,619
PAID COSTS, TO DATE	\$ 288,593